

Application No. 10/065,016
Filed: September 12, 2002
Page 2 of 2

Examiner: L. Cruz
Art Unit: 2841

Remarks

Claims 1-12 remain in the application without amendment. Applicant respectfully requests further examination and consideration in light of the following remarks.

Rejections under 35 U.S.C. § 102

Claims 1-12 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Application Publication No. US2003/0044654 to Holt. The rejections are respectfully traversed.

It is noted that the filing date of the published application is August 31, 2001. Attached hereto is the declaration of the inventor, Andrew Philip Brown, pursuant to 37 C.F.R. §131, attesting to his conception of the claimed invention prior to the filing date of the Holt application, coupled with diligent reduction to practice by the filing of the priority application in Great Britain on November 28, 2001, shortly after the filing date of the Holt application.

Consequently, the cited Holt application is not prior art to the claimed invention, and the rejection must fall.

Conclusion

In the absence of any other cited art, it is believed that the claims are allowable and early notice of Allowability is respectfully requested. Any questions concerning the foregoing may be directed to the undersigned at 616-742-3513 (jeb@mcgarrybair.com).

Respectfully submitted,
ANDREW PHILIP BROWN

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By: 

Joel E. Bair, Reg. No. 33,356
McGARRY BAIR PC
171 Monroe Avenue, NW, Suite 600
Grand Rapids, Michigan 49503
616-742-3500
Fax 616-742-1010
E-mail jeb@mcgarrybair.com

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